

RETURN DATE: DECEMBER 4, 2018 : SUPERIOR COURT
TBF FINANCIAL, LLC : JUDICIAL DISTRICT OF
: NEW LONDON AT NEW LONDON
:
V. :
JEFFREY EMMERICH AND MICHAEL :
GRILLO : OCTOBER 26, 2018

COMPLAINT

The Plaintiff in the above-entitled action hereby complains and says:

1. On or about December 28, 2015, Amerifund, Inc. entered into a Equipment Finance Agreement with M&M Land Care, A Partnership ("M&M") to finance certain equipment (the "Agreement").
2. The Agreement provided for 60 payments of \$898.97 to be made by M&M.
3. The Defendants, Jeffrey Emmerich and Michael Grillo personally guaranteed all payments due under the Agreement.
4. On or about January 7, 2016, the Agreement and the right to collect payments due in accordance with the terms set forth therein was assigned to Financial Pacific Leasing, Inc.
5. On or about May 22, 2018, the Agreement and the right to collect payments due in accordance with the terms stated therein was assigned to the Plaintiff.

6. Plaintiff is the current holder of the Agreement and entitled to collect all payments due thereunder.

7. M&M has failed to tender all payments due under the Agreement.

8. The Defendants have failed and refused to honor the terms of their personal guaranty.

9. Although demand for payment has been made upon the Defendants, no payments due under the Agreement have been received and Plaintiff has been damaged.

WHEREFORE, the Plaintiff claims:

1. Money damages;
2. Prejudgment Interest;
3. Post-Judgment Interest,
4. Attorney's fees; and
4. Such other relief as the Court deems fair, just and reasonable.

THE PLAINTIFF,

By: 

Kenneth M. Rozich, Esq. of
Jacobs & Rozich, LLC
P.O. Box 1952
New Haven, Connecticut 06510
(203) 772-4134
Juris No. 024796

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STATEMENT OF DEMAND

The amount in controversy is greater than \$15,000.00 exclusive of interest and costs.

THE PLAINTIFF,

By: 

Kenneth M. Rozich, Esq. of
Jacobs & Rozich, LLC
P.O. Box 1952
New Haven, CT 06509
(203) 772-4134
Juris No. 024796